(45)

G. R. S. 58]
*Previous references.*

File No. 24

1901.

Serial Nos. 1-4

( Police. )

*Later references.*

# GENERAL AND REVENUE SECRETARIAT.

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*Serial Nos.* 1 – 4.

Major **Part B for** July 1902

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SUBJECT.

Memorial of police jamadar C. Rutto Rao for restoration to his post.

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337899.6.1902 From C Rutto Rao police jamadar Appeals against the order of D.G of police not to interfere with Kolar D.C's decision to strike off his name as deserter and prays for his restoration.

19693/7.1828 of 26.6.1902 To C Rutto Rao. informs that his petition is sent to D.G of police with records.

GPE—3,500—21-7-11

Commenced

3. 779/60 & 27.8.1902 From I. G. of Police.
Submits a report on the appeal petition of C. Puttoo Nao police Jamadar

4. 4341-2/7.371 & 20.7.1902. To I. G. of Police & Complts
~~Puttoo Nao~~
~~Restores him to his former pla~~.
Directs Puttoo Nao to be inducted as 2nd class Jamadar.

Read
R Krishnaswamy

# Note

Appeal of C. Puttu Rao late Jemadar of the Chickballapur Taluk against the order of the Inspector General of Police in Mysore declining to interfere with the order of the Dy. Comr. of Kolar directing his name to be struck off as a deserter.

Last Reference — Petition Registered No. 3378/J.1911 dated 9th June 1902.

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~~The papers of the appellant~~

The papers submitted by the appellant are not complete. If approved, the petition may be forwarded to the Inspector General of Police for a report with records.

draft put up for approval.

This may be done

25/6/02

25/6/02

Draft as above issued on 26th June 1902.

In reply the Inspector General of Police submits × vide letter No 779/60 dt 27/8/02 a detailed report with the records.

The facts are briefly as follows:—

In March 1901, Jemadar Puttu Rao applied for 15 days privilege leave, which was sanctioned by the Assistant Supdt of Police of Kolar (Mr C. Narayana Rao) on the 8th March 1901. But the latter Officer directed that the Jemadar should avail himself of the leave after being relieved by Jemadar Raghavendra Rao. The Puttu Rao availed himself of the leave from the 9th May 1902, and on the same date applied for two months' privilege leave

× vide Paper Sl No 1 Vernacular records received from

× vide Sl No 2

3. leave on the ground tha,
he was ill as certified
by the Asstt. Surgeon at
Chikballapur in his Rpt &
Thereupon the Assistant
Supdt of Police in his Ordr
dated 28th May 1901
refused to grant 2 months
leave and directed that
the Jemadar should be
ordered to return to duty
within the 15 days privileg
leave sanctioned to him. In
his order No 1579 dated
14th June 1901, the Asstt
Supdt ~~decided~~ ordered that if
Puttu Rao wanted sick
leave, he should produ
medical certificate,
and that in the event
of his failing to do so,
he must join his appoin
-ment or otherwise he
would be dealt with
according to rules for
disobedience of orders
: After some furt
correspondence, Puttu
Rao was granted
2 months and 27 days
sick

Ex No 36.

Ex No 3

Exhibit VI of
enclos. to Petn

No 13

sick leave from the 6th May 1901, the date on which he availed himself of 15 days' privilege leave. Before the expiry of this leave, he applied for two months' further leave without pay, but the Assistant Supdt declined to grant the leave. Puttu Rao did not join his duty on the expiry of the 2 months and 27 days' leave. In the meanwhile one Krishnappa of Chennasandra village, in which the jemadar was the chief land-holder, complained against the jemadar that he was engaged in some disputes likely to cause a breach of the peace. The Asstt. Supdt subd this petition for the orders of the Dy Commr, and the latter in his order dated 29th August 1901 (duly ordered) that the jemadar is Puttu Rao is suspended from the

* & Rs 11

* & Rs 223

* Vide Memo

the date of expiry of his leave for absence without medical certificate.

Sl no 32 - Again in his Memo dated 7th October 1901, the Assistant Supdt of Police, brought to the notice of the Dy Commr that Puttu Rao had not joined duty although more than a month had elapsed since the order of suspension was communicated to him and solicited orders.

Sl no 32 - Thereupon the Dy Commr ordered on the 12th October 1901, as follows:—

"He will continue under suspension. He must be struck off as a deserter after absence without leave for 3 months." This order was received by the gentleman on the 2nd December 1901.

On

On 1st December 902,
Puttu Rao again put
in a petition to the Asstt.
Supdt of Police praying
that he might be restored
to his appointment and
that as he was suffering
from an eye Complaint, he
might be granted leave
without pay till the
15th January 902. The
Dy. Comr to whom the
petition was submitted
by the Asstt. Supdt of
Police, passed the
following order thereon
on the 10th December 901
"Send him a registered
letter asking him to
show cause why he
should not be struck
off as a deserter".
The above order was
received by Puttu Rao
on the 8th January 902.
On the 8th February
902, Puttu Rao applied
to the Assistant Supdt
of

P Sl No 31

P Sl No 26

P Sl No 28(a).

P Sl No 28.

] of Police that as he was still suffering from the eye complaint he might be granted leave without allowance and the whole period of absence treated as leave without allowance. ~~The petition was forwarded by the Assistant Superintendent of Police on the 19th February~~ and on the 24th February the Asstt. Supdt. of Police ordered that unless Puttu Rao produced a medical certificate within a week, he would be considered as a deserter and dismissed the force. This order was received by Puttu Rao on the 27th idem. On the requisition of the Assistant Supdt. of Police, the Assistant Surgeon (Mr. S. Ramanna) of Kolar examined Puttu Rao, on the 9th March 1902, and certified that he was suffering from disease of both the

vide Exhibit XV. Subd by Petitioner.

* vide Ex. No. 27

the eyes, which if not grown up might interfere with sight in course of time. The Assistant Supdt submitted this certificate with a Memo dated 12th March 02 & No 26 to the Dy. Comr recommending that Puttu Rao may be reduced to the 2nd grade for absenting without leave. The Dy. Comr passed an order thereon on the 16th idem as follows:—

"He has already been struck off as a deserter. What order stands?"

This order was communicated to the Petitioner on 2nd April 02. & No 41

Thereupon Puttu Rao appealed to the offg. Inspector General of Police (Mr R.K. Venkatanarasimiengar) against the above order, and the latter officer gave the following endorsement on the 15th May 02:— & vide copy subd

W.H.

"When after the expiration of the leave granted to you, you applied for an extension, you were told to produce a medical certificate, if you were sick, or to join at once; but you neither produced a medical certificate nor joined duty. Two three months after your absence without leave, the Deputy Commissioner of Kolar ordered that your name should be struck off as a deserter. I therefore see no reason to interfere in his order."

The present Inspector General of Police in differing from the above final decision of the Petitioner's case observes as follows:- "Vide his letter No. 779/60 dated 27th August 1962

6 Pattoo Row, in my humble opinion, deserves to be dealt with leniently owing to the indifferent health certified to, by the Medical officer. He has put in 17 years' service, and it would be hard to

to dismiss him, on account of absence which is not without sufficient reason. His absence may be treated as if he was under suspension and he may be given another chance of joining his duty as 2nd grade Jemadar within a specified time to be fixed by the Dpty Commissioner.

The reasons assigned by the Petitioner for appealing against the order of dismissal are:

(1) That he was really sick & unable to join duty when he received the notices from the Assistant Supdt of Police to join duty after expiry of his leave. &

2) That as he had been from time to time making repeated applications for leave without allowances, & he was not a

The Inspector General further points out that it is a well known fact that no medical certificate is granted to a subordinate is granted without his superiors request. request was made to the Asst Surgeon Mr Rangamma vide Encl No 27) and Pattu Rao was examined on 9th March in Feb 1902

3/9/02

a asserger.

He prays that he may be restored to his appointment, which is that of a 1st grade jamadar.

Submitted for orders.

3.9.02

2/9/02

3/9/02

With a draft accepting the present D. G's recommendation, and restoring the Jamadar to the 2nd (in the 2nd grade)

6/9/1902

To the Dewan.

R Simpson
11.9.02
5744

Fair draft

Petition registered No.3378 dated the 9th June 1902 from C. Puttu Rao, late Jemadar of Chikballapur Taluk, appealing against the order of the late Officiating Inspector General of Police declining to interfere with the order of the Deputy Commissioner of Kolar directing his name to be struck off as a deserter.

Letter No.779/60 dated 27th August 1902 from the Inspector General of Po-lice in Mysore, submitting a report on the above appeal petition of Puttu Rao and stating that in his opinion Puttu Rao deserves to be dealt with leniently owing to the indifferent health certified to by the Medical Officer and that he has put in 17 years service, and it would be hard to dismiss him on account of absence which is not without sufficient reason, and recommending that his absence may be treated as if he was under suspension and he may be given another chance of joining his duty as 2nd grade Jame-dar within a specified time to be fixed by the Dy Commr.

---

Order thereon, No.

Government accept the recommendation of the present I. G. of Police and di-rect the restoration of Puttu Rao to the post of a 2nd grade Jemadar.

To
The Inspector General of Police in Mysore for information and communication to the Dy Commr.
and for issue of an endorsement to petitioner.

Secretary.

Butler's record of P's
service is one which
would credit many Police
Officers. ~~and~~ The ~~persistent~~ on the other hand
refusal of the Police to
Magistrates to give him
leave up even when
supported by reasonable
grounds cannot but be
deemed as somewhat
~~reckless~~ wanting in
consideration. It was
this treatment which obviously
drove Butler to the
necessity of staying
away - In addition to
these ~~alleviated~~ facts
~~he labours~~ in his favour
he seems to have been
suffering from bad eye
for nearly the whole time.
These are the considerations
which induce ~~the~~ Sir
to accept the recommendation
of the Police to view
his case with leniency.

12.18.02

1879

e.g. on
at my residence
and his. Yours
Yrs.
Draft sent

May therefore be transferred to Police

SECTION Police

FILE No. 24 of 1902

SER AL No. 1

1902 15949

No. 3378

Name of Petitioner C. Puttu Rao

Village

Taluk Bangalore

District

Date of Arzi 9.6.02

Date of Receipt 10.

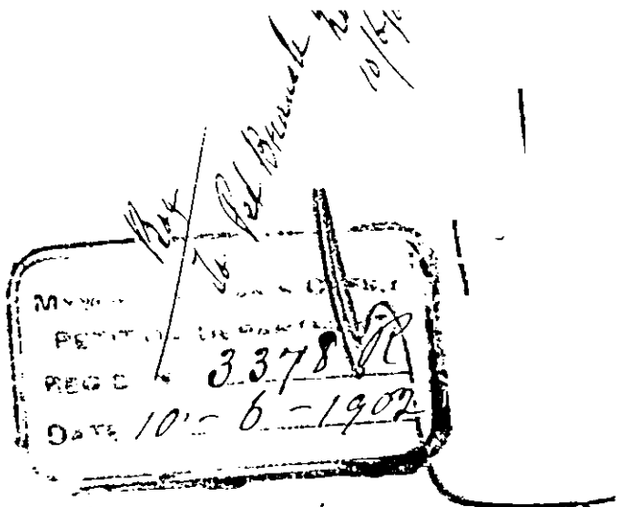
Date of Disposal

No. of Enclosure 24.

ABSTRACT

Begs to prefer his appeal against the orders of the Inspector General of Police declining to interfere with the order of the D.C. Court of Kolar directing his name to be struck off as a deserter & prays that his post (Cholee-jamadari) may be ordered to be restored to him

HB
13/6




To

P. N. Krishna Murti Rao Esquire
C. I. E. B. L.
Dewan of Mysore.

May it please Your Excellency.

I beg most respectfully and humbly to approach Your Excellency with this my petition of appeal against the orders of the Inspector General of Police declining to interfere with the order of the Deputy Commissioner of Kolar directing my name to be struck off as a Deserter.

I beg with very great respect to submit for Your Excellency's Consideration that

was entertained in the Police of the Kolar District 17 years ago as a Second Class Constable, and by good and faithful service rose to the rank of a 1st Grade Jamadar, and being posted to the District Reserve, was employed for several years as Kanarese Circuit-Clerk by the several District Police Officers, and in such Capacity gave satisfaction, as is evidenced by their remarks in my Service Register, a copy of which I beg respectfully to submit for your Excellency's perusal.

(3) In December 1900, my poor old father who was living in Chennasandra near Kolar, taking suddenly ill with pneumonia was removed to my house in Kolar where he arrived in a dying condition

and expired the next-day. To enable me to perform his funeral obsequies I applied for a months privilege leave - I was by the rules entitled to three months privilege leave - but only leave for 12 days was granted me by the then acting Assistant Superintendent of Police Mr. C Narayana Rao. As the Ceremonies consequent on my father's demise had to be continued for nearly 17 days I found the leave sanctioned inadequate, and on my representation it was extended by five more days -- vide exhibit I attached.

After the expiry of the leave I returned to duty. Three days afterwards, having ascertained that my late father, who possessed properly (both real and personal) at Chennasamudra,

Road, when leaving the village for my place at Kolar, left the keys of the house with a certain individual who was endeavouring to make away with some of the property, I represented matters to the Actg Assistant Superintendent Mr. Narayan Rao and on the 5th January 1901 applied to him through the Head Quarter Inspector to kindly grant me the balance of privilege leave at my Credit, or if this could not be done, to grant me three months leave without allowances to enable me to proceed to Chennasamudra and settle my affairs. The Actg Assistant Superintendent who was then in Camp returned my application without passing any orders thereon to District Head Quarters. Vide exhibit II

(5) Seeing that I was

unable to obtain leave, the villagers of Chennasamora made away with almost all my late father's property consisting of grain, brass and copper vessels, promissary notes &c. Ascertaining this I, on the 12th of February 1901, again renewed my application for leave, but on the 16th of that month ie 14 days after I submitted my application for leave, Mr. Narayanaroa endorsed on it that privilege leave could not just then be granted me - vide exhibit III.

Having in March 1901 received several notices from the Taluk Cutchery demanding payment of Kandayam due on account of my lands in Chennasamora and threatening attachment if payment was not made, I personally represented my distressed state to Mr. Narayanaroa and pleaded with him

to grant me leave. He directed me to put in an application for only 15 days privilege leave. I did as directed. Notwithstanding my urgent necessity which I repeatedly represented, Mr. Narayana Roá in granting me the leave, directed that I should not avail myself of it till the return of Jamadar Raghavendra Roá of the Chick Ballapur Taluk, who was then on special duty elsewhere. I waited till the 23rd April 1901 for the return of Jamadar Raghavendra Roá from special duty, but as he did not turn up, and my affairs getting more Complicated, I again appealed to the Acting Assistant Superintendent (Mr. Narayana Roá) and informing him of how matters stood

with me I implored him to permit me to avail myself of the leave granted me. He directed me to wait till the next day, and left for the Kolar Gold Fields from where he returned on the 24th April. The next day (25th) instead of being permitted to avail myself of the sanctioned leave, for which I had been waiting so long, I was surprised to receive an order directing me to proceed at once to Chick Ballapur and take charge of the police of that Taluk. I at once went to Mr. Narayanaraoo and on representing matters to him he was pleased to inform me, that Inspector Jai- -Kumariah would return from leave on the 8th may, when I

may

may avail myself of the leave granted, and that till then, I should be in charge of Chick-Ballapur. I obeyed orders and at once proceeded to Chick-Ballapur and took Charge on the 27th April. On the following day (28th) an order was received from Mr. Narayana-Rao transferring me from the District Reserve and posting me permanently to Chick-Ballapur as Jamadar. Had this order been Communicated to me on the 25th, before I left Kolar, I could have availed myself at least of the joining time allowed by the Service Regulation, and then proceeded to Chick-Ballapur with my family. However, Inspector Jai-Kumariah did not return as expected on the 8th May, but applied for an extension of

leave

leave, and as I had been posted as Jamadar permanently to the Taluk, Jamadar Chick Ali of Chick-Ballapur was transferred to Goribidnur.

Owing to plague being prevalent in Chick-Ballapur the whole town was evacuated and I had to put up in a Mantap outside the town, where I had to cook myself after performance of duty. On the 7th May I got an attack of Dysentery which kept on me for several days. I represented this in my General Diaries and other Correspondence, and submitted that in Consequence, I was not able to itinerate in the Taluk, and further urged, that in the absence of the permanent Inspector on leave, and the transfer of

Jamadar

Jamadar Sheik Ali to Gori Bidnur,
if any grave Crime or other
offence were reported, I was
unable to proceed to the spot,
and take action in the matter. On
this representation, the transfer
of Jamadar Sheik Ali to Gori Bidnur
was cancelled and the Amildar
directed not to allow me to avail
myself of the leave granted, as in
the near future, the Deputy Commissioner
would visit Chick-Ballapur, and that
after this visit, I was to let him
(Mr. Narayana Rao) know, and
obtain his permission to proceed
on leave. The Deputy Commissioner
visited the Taluk and left the
place. By this time I got very
ill. I however still held on,
and the permanent Inspector
having returned to duty on the
9th May, I obtained a Medical
Certificate from the Local Medical
Officer

Officer, which I forwarded and availed myself of the leave granted me, as I was indeed very ill, and proceeded to my native place, Chennasamora, where I placed myself under native treatment. As I did not recover within the period of my leave, but grew worse in fact, I again for the fourth time applied, on the 30th of May 1901, to the Chief Collector Taluk and the Acting Assistant Superintendent as well, to extend my leave - either privilege or sick - by two months. My application was refused sanction by Mr. Narayanarao in the absence of a Medical Certificate. The same order was also passed on my application to the Taluk Amildar, which order was

brought-

brought to me in original, by the Dafader of Vemagal who saw the bed-ridden condition I was in, and bore witness to it in writing to the Chick-Ballapur Taluk, and supported my prayer for leave. As a reply to this was received to the effect that the Deputy — Commissioner had rejected all my applications for leave, I managed in the early part of June to go to Kolar and — requested Mr. Narayana Roa' to send me with a Docket to the District Surgeon for examination. He refused to do so, and directed me to go to Chick — Ballapur 38 miles away and obtain a Certificate from the Medical Officer there. As I was ill, and Consequently could not go to Chick-Ballapur,

I placed myself under treatment at the Civil Hospital, Sholar, and reported the fact to both the Acting Assistant Superintendent and the Amildar of Chick. Ballapur. After this, Mr. Narayanarao wrote to the District Surgeon officially to report on my health. On the 3rd of July 1901, after examining me, the District Surgeon forwarded a certificate to the Acting Assistant Superintendent to the effect, that I was suffering from dyspepsia and that it would take 6 weeks for me to recover. After this, I was granted sick leave from the 19th May to 11th August 1901. This order reached me on the 17th July 1901. As by this time my illness increased, and not having derived any

any benefit from English treatment
I resorted to native treatment,
and was to be kept under strict
diet for forty days not even being
allowed to move about in the
open. I therefore submitted a
further report praying that my
leave might be graciously
extented by forty days from the
15th August 1901 and requesting
that the whole of the leave may
be kindly Commuted as leave
without allowances. This prayer
was refused sanction. I then
appealed twice -- namely on 12th
August and on the 14th of the
same month -- to the Deputy-
-Commissioner for the grant of
of leave without allowances but
got no reply.

(8) On the 9th September I
received an order to the effect
that I had been suspended
from

from the date of the expiry of my leave viz: 15th August for absence without a Medical Certificate. On the 30th November, after I had somewhat recovered, I petitioned in person the present Assistant Superintendent to restore me to my appointment, cancelling my suspension as I was innocent of any offence in as much as I was really sick, and had produced more than one Medical Certificate. I was asked by the Assistant Superintendent if I had not received a further order passed on 12. 10. 1901 to the effect that if I did not rejoin my duty within three months I would be struck off as a deserter. I informed him that I had not received any such order. Then a search was made in the Office

Office for the order and on the 2nd December 1901 I received the following orders dated 12.10.1901 through the Vemagal Dafadar;--

"He will continue under suspension. He must be struck off as a deserter after absence without leave for three months".

(9) On 8.1.1902 I received an order no. 93 dated 26.12.1901 calling on me to shew cause why I should not be struck off as a Deserter. To my misfortune at this time I was suffering with Pterygium in both eyes as evidenced by the Medical Certificate produced and forwarded at the time, a copy of which is herewith attached &, and in addition I had to perform my father's annual ceremonies and further, I could not get an interview with either the Assistant Superintendent of

Police

Police or the Deputy Commissioner to personally explain to them my state of health, I therefore submitted my explanation on 8th February 1902, submitting that I was really sick that I had been from time to time making repeated applications for leave without allowances, and that under the circumstances I was not a Deserter.

O) The present Assistant Superintendent of police supported my explanation and submitted the same to the Deputy Commissioner for orders to restore me to my appointment but on the 7th April 1902 I received order No. 117 dated 31st March 1902 herewith attached, Striking me off the Strength of the Force as a Deserter.

Yours

Your Excellency, the above is a plain, unvarnished and unexaggerated statement of facts, and Your Excellency will see how I have been harassed and unjustly treated. I have put in 17 years good service and at the end of it to be most arbitrarily ordered to be struck off as a deserter, is indeed not only very hard, but, I most respectfully submit ~~fair~~, quite unjust. I therefore fully believing in ~~Your~~ Your Excellency's strict sense of justice and mercy, confidently appeal to Your Excellency against the arbitrary order of the Deputy-Commissioner, and humbly solicit that Your Excellency will be pleased to call for the whole of the records of my case which after perusing Your Excellency will

will be pleased to direct my restoration to my appointment, for which act of justice I as in duty bound shall ever pray. In Conclusion I beg respectfully to invite Your Excellency's attention to the Inspector General's Circular No. 607-19 dated 13th June 1890 which has not been complied with in my case. The Circular is as follows:--

"When men who have been struck off as deserters for 21 days' absence without leave return and apply for reinstatement, their cases should be carefully inquired into and the real reasons for the absence ascertained.

A minute should then be recorded, if the reasons for absence are considered unsatisfactory, confirming the order of dismissal,

P.T.O.

but if on the other hand ill health, family bereavement or other grave cause has really prevented the return of the absentee, his case would deserve favorable consideration.

Absence without leave is a distinct offence and should be entirely treated on its own merits. In no case the previous character of the absentee should influence the decision.

I beg to remain,
Sir,
Your Excellency's obedient
and humble Servant,

C. Beattie Pace

Bangalore
7th June 1902

22. Draft for appl

SECTION Police

GOVERNMENT OF MYSORE

FILE No. 26 of 1902

MYSORE DEWAN'S OFFICE.

SERIAL No. 2 JUDICIAL DEPARTMENT.

No. 19693 / 1828 Con. 24.

OFFICIAL MEMORANDUM.

The accompanying Petition No. 3378 of 1911 dated 9th June 1902 received at the Dewan's Office from C. Puttu Rao late jemadar of the Chik-ballapur Taluk appealing against the order of the D. S. of Police declining to interfere with the order of the Dy. Comr of Kolar directing his name to be struck off as a deserter, is forwarded, together with its enclosures, to the Inspector General of Police in Mysore, for a report with records.

By order,

H. B. M.

Secretary.

BANGALORE,

The 26/6/1902.

23

J 257

SECTION Police

FILE NO. 24 of 1902

SERIAL No. 3

OF THE
190 2 2260
9 AUG 1902

FROM
THE INSPECTOR GENERAL
OF POLICE IN MYSORE.

To
THE SECRETARY TO THE GOVT. OF MYSORE,
GENERAL AND REVENUE DEPTS.

Dated 27
Despatched 28 Aug 1902
Received
General No. 779
No.
Enclosure No. Two petns

Submitting a report
on the petition
of the Police Inspector
Nallo Rao of the
District Court Bench
Court.

29.8.02

References Enclosures

29.8.02.

MGCPB—5-3-01-1000

Submitted with office note
continued
29/8/02

OFFICE OF THE
INSPECTOR GENERAL OF POLICE IN MYSORE.
Bangalore

No. 779 / 6c  DATED 25th August 1902
27

Enc. Court files.

FROM
C. Madiah Esquire Rao Bahadur
~~THE~~ INSPECTOR GENERAL OF POLICE IN MYSORE.

To H. V. Nanjundayya Esquire M.A. M.L.
~~THE~~ SECRETARY TO THE GOVT. OF MYSORE,
in the GENERAL AND REVENUE DEPARTMENTS.

SIR,

With reference to your docket no. 19693 / J. 1828 of the 26th June 1902 forwarding for report the appeal petition of Puttaa Rao, late Police Jamadar of the Chickballapur Taluk, I have the honor to forward herewith the entire records of his Case received from the Deputy Commissioner of the Kolar District and to state as follows: —

2. Jamadar Puttu Rao of the Kolar District Reserve applied

on his petition dated the 13th December 1900, for one month's privilege leave on account of his father's death, but was granted only 12 days' leave from that date. Subsequently it was extended up to the 3rd January 1901, viz, he had 21 days' privilege leave in all. He joined his duty on the 3rd January 1901. He was transferred to the Chick-ballapur Taluk, and the order appears to have been Communicated to him, as will be seen from the Head Quarter Inspector's remark on his petition dated 7th January 1901, applying for two months' privilege leave to settle his private affairs consequent on the death of his father. After having joined his duty at Chickballapur, he renewed his application on the 1st February 1901,

for

for two months' leave for the same reason. On this, the Assistant Superintendent of Police Mr. C. Narayana Rao ordered that no privilege leave can be granted to him. He applied in March 1901 for 15 days' privilege leave and the Assistant Superintendent on the 8th March 1901, in sanctioning the leave ordered that he should avail himself of it after being relieved by Jamadar Raghavendra Rao. This grant of leave was contrary to the provisions of the Mysore Service Regulations.

3. Petition Rao's application on the 27th April 1902, through the Amildar of the Chickballapur Taluk for permission to avail himself of the 15 days' privilege leave sanctioned to him to perform

Same

some Ceremony, and to attend to his private affairs, was disallowed by the Assistant Superintendent of Police, owing to Inspector Jaya - Kumariah's absence on leave.

4. The Jamadar availed himself of the 15 days' privilege leave from the 19th May 1901, and subsequently applied for an extension of privilege leave by two months, or grant of sick leave for the same period, but the leave was refused vii Orders Nos. 1530 of the 2nd June 1901, and 1579 of the 14th idem. He was informed that if sick leave was required, he should produce a Medical Certificate, and that in the event of his failing to do so, he must join his appointment or otherwise, he would be dealt with

according

according to rules for disobedience of orders.

5. He again applied from Bhimasandra on the 6th and 15th June 1901, for three months' leave without pay from the date of the expiry of the privilege leave for 15 days sanctioned to him. The leave was refused in order No. 1608 of the 20th June 1901, Communicated to him on the 21st idem. He joined the Kolar Hospital for treatment on the 24th June 1901, and the Assistant Surgeon Mr. Rangaiya in his Certificate No. 1 of the 3rd July 1901, Stated that Jamadar Puttoo Rao was Suffering from Dyspepsia and Debility and required rest and treatment for about 6 weeks. On this he was granted 2 months and 29 days'

days' Sick leave from the 19th May 1901, the date on which he availed himself of 15 days' privilege leave sanctioned to him, vide Order No.43 of the 9th July 1901.

6. Before the expiry of the leave he applied thrice for two months' further leave without pay, but the Assistant Superintendent declined to grant the leave (vide orders to Pantulu Rao sent through the Police Inspector of Kolar, and also the former acknowledgement on the back of order No. 203 dated 10. 8. 1901).

7. In the meanwhile two petitions dated the 13th and 22nd July 1901, one addressed to the Deputy Commissioner, and the other to the Assistant Superintendent

of

f Police respectively were received
from one Krishnappa, a resident
of Chennavandra, Complaining that
Venkatta Rao with the help of his brother
and others was trying to oust
him from his house. These petitions
were referred to the Amildar of
the Kolar Taluk for disposal. In
his memo No 50, Submitted to
the Deputy Commissioner, the
Assistant Superintendent of Police
Mr. C. Narayana Rao stated as
follows: —

"I may also be permitted to state"
that I feel doubtful if the Jamadar"
is really ailing as to be quite "
unable to move about as represented"
in his petition. The report received"
from the Police of Kolar on the "
petition of one Krishnappa, a "

native

Nature of Chennavandra of the "
"Kolar Taluk (in which the Jamadar"
"to the Chief Landholder) referred"
"to me by the Deputy Commissioner"
"goes to show that the Jamadar"
"is actively engaged in some disputes"
"likely to cause a breach of the"
"peace in the village". The Deputy
Commissioner ordered on the 29th
August 1901, as follows: —
"Jamadar Pattro Rao is suspended"
"from the date of expiry of his"
"leave for absence without medical"
"Certificate". This order was
Communicated to Pattro Rao, in
Memo No. 62 of the 3rd September 1901.

8. In his memo No. 83 of the
7th October 1901 the Assistant Super-
-intendent of Police, Mr. C. Narayana Rao
reported as follows: —

Deputy.

Deputy Commissioner's order of
suspension of Jamadar Pontos.
Rao dated 29th August 1901, was
duly Communicated to the Jamadar
through the Kolar Taluk Police. He
subsequently applied for Copies of
correspondence, but was informed
that Copies of Correspondence could
not be given, except the final
order entering the reasons for
suspension, which was already
furnished to him. Although it is
more than a month since the order
was Communicated to him, he has
not joined his appointment, nor
produced a medical Certificate
if he is really sick. That the
Jamadar who is on leave since
nine months, should not obey
orders given to him speaks very
unfavourably. His grade of Jurok

Class

Khan Jamadar is temporarily given
"to Abdul Ghani, and this papers
"are submitted to the Deputy
"Commissioner for such orders
"as he may deem fit, as the
"Jamadar has stayed away
"without leave for more than
"three weeks." On this the Deputy
Commissioner passed the following
order on the 12th October 1901:—
"He will Continue under Suspension
"He must be struck off as a deserter
"after absence without leave for
"three months." The original order,
according to the petition does
not appear to have been delivered
to him, but a copy was sent
to him on the 1st November 1901.
This latter, he says, reached him

on the 2nd December 1901 (vide remarks on the back of the order).

9. On the 1st December 1901, Sakko Rao again put in a petition to the Assistant Superintendent of Police praying that he may be restored to his appointment, and that as he was suffering from eye-complaint, he might be granted leave without pay till the 15th January 1902. This was received by the Assistant Superintendent of Police Mr. G. V. Krishnamurthi in person, and submitted to the Deputy Commissioner for orders with his memo No. 90 of the 5th December 1901. The Deputy Commissioner passed the following order on the 10th December 1901:—

Send him a registered letter asking him

him to Show Cause why he Should not be Struck off as a deserter." This order was Communicated to Pootoo Rao in Memo no. 93 of the 26th December 1901, and it was received by him on the 8th January 1902, as will be seen from letter No. 3237 of the 24th January 1902 from the Post Master of Kolar to the Head Quarter Inspector.

10. In spite of these orders he again applied to the Assistant Superintendent of Police on the 8th February 1902, that as he was Still Suffering from Complaint in the eye, he might be granted leave without pay, and the whole period of his absence might be treated

treated as leave without allowance
This was received on the 17th February
1902, as will be seen from the
Head Quarter Inspector's remark
on the back of the registered
cover. On this the Assistant
Superintendent M. Y. V. Krishna-
murthi ordered in No. 971, of
the 24th February 1902, that unless
he produced a medical certificate
within one week to shew that he
was ill, he would be considered
as a deserter and dismissed
the Force. This order was received
by Peddu Rao on the 27th February 1902.

11. On the requisition of
the Assistant Superintendent of
Police in his no. 177 of the 3rd
March 1902, the Assistant Surgeon
at

of Kolar Dt Kangayam, the same officer who examined Peethas Rao and granted Certificate No 1 of 3d July 1901 (vide para 5 above) sent a Certificate No 118 of the 9th March 1902, as follows:—

"C. Peethas Rao, Jamadar, has Pterygium"
"in both eyes. In the right eye,"
"it has extended over the Cornea"
"as far as midway between the"
"Corneal and pupelary margin;"
"and in the left eye about a line"
"over the Cornea. It is atleast a"
"year old in the right eye and"
"about Six months in the left eye."
"If it be not operated, it may"
"interfere with sight in Course of"
time".

12. Assistant Superintendent

Police Mr. E. V. Krishnamachi submitted the Certificate to the Deputy-Commissioner for orders and recommended the petitioner's degradation to the 2nd grade Tamadam. On this the Deputy Commissioner passed the following order on the 14th March 1902:-

"He has already been struck off" as a deserter. That order stands"

This order was Communicated to Pattoo Rao vide No. 118 of the 2nd April 1902.

18. Pattoo Rao then appealed to the Officiating Inspector General of Police, against the order of dismissal passed by the Deputy Commissioner and on this

the

the following endorsement No. 50/2/379
of the 15th. May 1902 was given
to him:—

"When after the expiration of the
"leave granted to you, you applied
"for an extension, you were told
"to produce a medical Certificate
"if you were sick, or to join at once;
"but you neither produced a
"medical Certificate nor joined
"duty. So three months after your
"absence without leave, the
"Deputy Commissioner of Kolar
"ordered that your name should
"be Struck off as a deserter. I therefore
"see no reason to interfere in
his order".

14. I am Constrained to
differ

differ from the above final decision of the petitioner's Case, though I am not prepared to say that the order is unjustifiable judging from a disciplinary stand-point. He has admittedly disobeyed orders issued from time to time to produce a medical Certificate or to rejoin duty. He did neither but absented himself Continually until the 9th March 1902, when a medical Certificate as to the nature of his ailment was sent up by the Medical Officer on the requisition of the Assistant Superintendent of Police. Therein it is mentioned that Pattoo Rao has been ailing from an eye affection for an year or so. Much of the Correspondence between Pattoo Rao and local authorities would have been curtailed if a requisition for

for a medical Certificate had been
sent to the Medical Officer, at
an earlier stage of the Case, as
it is a well-known fact that no
Certificate to a subordinate is
granted without his superiors
request. Parties Row, in my
humble opinion, deserves to be
dealt with leniently owing to the
indifferent health Certificate to, by
the Medical Officer. He has put
in 17 years' Service, and it would
be hard to dismiss him, on
account of absence which is not
without sufficient reason. His
absence may be treated, as if he was
under Suspension, and he may
be given another Chance of
Joining his duty as 2nd Grade
Jamadar

Jamadar within a specified

time to be fixed by the

City Commissioner.

I have the honor to be,

Sir,

Your most obedient Servant

[signature]

Inspector General of Police.

R.J.

SECTION-Police

FILE No. 24 of 1902

SERIAL No. 4

4

Petition registered No 3378 dated the 9th June 1902, from
C. Puttu Rao, late jemadar
of the Chickballapur Taluk
appealing against the
order of the late officiating
Inspector General of Police
declining to interfere
with the order of the
Deputy Commissioner
of Kolar directing his
name to be struck off
as a deserter.

(2) Letter No 779 dated
27th August 1902 from
the Inspector General
of Police in Mysore,
submitting a report on
the above appeal petition
of Puttu Rao, and stating
that in his opinion
Puttu Rao deserves
to be dealt with leniently
owing to the indifferent
health certified to by
the

and that he has put in 17 years service, and it would be hard to dismiss him on account of absence which is not without sufficient reason, and recommending that his absence may be treated as if he was under suspension and he may be given another chance of joining his duty as 2nd grade jamadar within a specified time to be fixed by the Dy. Comr.

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4341-2 / 1941
J.371

Order thereon:—

Sutter Rao's past record of service is one which does credit to any Police officer. The continued refusal on the other hand, of the ~~Police~~ Assistant S.I. at Sir Narayanka to

you give him leave even
when supported by
reasonable grounds
cannot but be deem
deemed as somewhat
wanting in Considera
-tion. It was this
treatment which ob
-viously drove Putt
Rao to the necessity
of staying away. In
addition to these
facts in his favour
he seems to have
been suffering fro
bad eyes for nearly
the whole time. The
~~the~~ Consideratio
~~which~~ induce Govt
to accept the recom
-mendation of the
Inspector General
of Police to view hi
case with leniency
they therefore direct
~~the restoration of~~
Putta Rao ~~to the~~
~~post~~

He permitted to draw 2nd grade pay.

Jemadar, the period of absence being treated as if he was under suspension

(But how is this period of absence to be treated

Asst. Secretary, as recommended by Secretary 1/8.

Revised order)

17.9.02

17/9

Yesterday

Fri

17/9/02

To

The Inspector General of Police in Mysore (w records)

for information and communication to the Bowers, and for issue of an endorsement to the petitioner.

" Comptroller to Mysore Government.